

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION

CHASOM BROWN, WILLIAM BYATT,
JEREMY DAVIS, CHRISTOPHER
CASTILLO, and MONIQUE TRUJILLO,
individually and on behalf of themselves and
all others similarly situated,

Plaintiffs,

vs.

GOOGLE LLC,

Defendant.

Case No. 4:20-cv-03664-YGR-SVK

**OMNIBUS SEALING STIPULATION
REGARDING DKT. NOS. 1107, 1108, 1112
& 1115**

Judge: Hon. Yvonne Gonzalez Rogers

Pursuant to Civil Local Rules 7-11 and 79-5, Judge Yvonne Gonzalez Rogers' Standing Order in Civil Cases (the "Standing Order"), and the Stipulated Protective Order entered in this matter (Dkt. 81), Defendant Google LLC ("Google") and Plaintiffs (collectively, the "Parties") respectfully submit this Omnibus Sealing Stipulation in connection with Plaintiffs' Motion for an Award of Attorneys' Fees, Costs, and Service Awards ("Plaintiffs' Motion") (Dkts. 1107 – 1107-23, 1108 – 1108-5), Google's Opposition to Plaintiffs' Motion for an Award of Attorneys' Fees, Costs, and Service Awards ("Google's Opposition") (Dkts. 1112 – 1112-37), and Plaintiffs' Reply in Support of Motion for an Award of Attorneys' Fees, Costs, and Service Awards ("Plaintiffs' Reply") (Dkts. 1115 – 1115-22), which contain non-public, highly sensitive, and confidential information that should be protected.

The Parties have met and conferred regarding the proposed sealing designations. The Parties stipulate to the following chart:

Dkt. No.	Description	Sought to be Sealed	Sealing Party	Sealing Basis	Previous Requests to Seal
UNDISPUTED REQUESTS TO MAINTAIN A DOCUMENT UNDER SEAL OR PROVISIONAL REDACTIONS					
1107-9/ 1108-3	Exhibit 6 to Mao Declaration – GOOG-BRWN-00406065	Portion s of Pages: - 6065– 6069	Google	The information requested to be sealed contains Google's highly confidential and proprietary information regarding highly sensitive features of Google's internal systems and operations, including Google's internal project names, functionalities, and internal metrics, that Google maintains as confidential in the ordinary course of its business and is not generally known to the public or Google's competitors. Such confidential and proprietary information reveals Google's internal strategies, system designs, and business practices for operating and maintaining many of its important services, and falls within the protected scope of the Protective Order entered in this	Dkts. 394, 394-9, 409, 409-4 (Granted at Dkt. 738)

Dkt. No.	Description	Sought to be Sealed	Sealing Party	Sealing Basis	Previous Requests to Seal
				action. <i>See</i> Dkt. 81 at 2–3. Public disclosure of such confidential and proprietary information could affect Google’s competitive standing as competitors may alter their systems and practices relating to competing products. It may also place Google at an increased risk of cybersecurity threats, as third parties may seek to use the information to compromise Google’s internal practices relating to competing products.	
1107-10/ 1108-4	Exhibit 7 to Mao Declaration – GOOG-CABR-03827263	Portions of Page: - 263	Google	The information requested to be sealed contains Google’s highly confidential and proprietary information regarding highly sensitive features of Google’s internal systems and operations, including Google’s internal project names, that Google maintains as confidential in the ordinary course of its business and is not generally known to the public or Google’s competitors. Such confidential and proprietary information reveals Google’s internal strategies, system designs, and business practices for operating and maintaining many of its important services, and falls within the protected scope of the Protective Order entered in this action. <i>See</i> Dkt. 81 at 2–3. Public disclosure of such confidential and proprietary information could affect Google’s competitive standing as competitors may alter their systems and practices relating to competing products. It may also place Google at an increased risk	Dkts. 924, 925-10, 928, 928-63 (Granted at Dkt. 969)

Dkt. No.	Description	Sought to be Sealed	Sealing Party	Sealing Basis	Previous Requests to Seal
				of cybersecurity threats, as third parties may seek to use the information to compromise Google's internal practices relating to competing products.	
1107-14/ 1108-5	Exhibit 11 to Mao Declaration	Pages: 7:6–7, 7:10, 9:22, 12:3, 12:5–6, 12:8, 12:11–12,13:2 3, 15:10, 26:9, 26:19	Google	The information requested to be sealed contains Google's highly confidential and proprietary information regarding highly sensitive features of Google's internal systems and operations, including details of Google's internal data storage infrastructure, that Google maintains as confidential in the ordinary course of its business and is not generally known to the public or Google's competitors. Such confidential and proprietary information reveals Google's internal strategies, system designs, and business practices for operating and maintaining many of its important services, and falls within the protected scope of the Protective Order entered in this action. <i>See</i> Dkt. 81 at 2–3. Public disclosure of such confidential and proprietary information could affect Google's competitive standing as competitors may alter their systems and practices relating to competing products. It may also place Google at an increased risk of cybersecurity threats, as third parties may seek to use the information to compromise Google's internal practices relating to competing products.	Dkts. 170, 170-3, 170-4 (Granted at Dkt. 174)
Submitted <i>in camera</i>	Exhibit 3 to Broome Declaration	Entirety	Plaintiffs	Plaintiffs seek to have this exhibit considered <i>in camera</i> because it contains excerpts from Plaintiffs' billing records for	N/A

Dkt. No.	Description	Sought to be Sealed	Sealing Party	Sealing Basis	Previous Requests to Seal
				their attorneys' fees. As part of briefing the attorneys' fees motion, Plaintiffs and Google reached an agreement to submit copies of Plaintiffs' billing records to the Court for <i>in camera</i> review. See Dkt. 1115-12 (copy of parties' agreement). Plaintiffs rely on the concurrently filed Declaration of Ryan McGee to support their request for this material to be reviewed <i>in camera</i> .	
1112-11	Exhibit 9 to Broome Declaration	Pages 17:1, 17:4-5, 17:16, 19:1	Google	The information requested to be sealed contains Google's highly confidential and proprietary information regarding highly sensitive features of Google's internal systems and operations, including Google's internal metrics, that Google maintains as confidential in the ordinary course of its business and is not generally known to the public or Google's competitors. Such confidential and proprietary information reveals Google's internal strategies, system designs, and business practices for operating and maintaining many of its important services, and falls within the protected scope of the Protective Order entered in this action. See Dkt. 81 at 2-3. Public disclosure of such confidential and proprietary information could affect Google's competitive standing as competitors may alter their systems and practices relating to competing products. It may also place Google at an increased risk of cybersecurity threats, as third parties may seek to use the information to compromise	Dkts. 309, 309-4, 309-16, 310, 310-4 (Granted at Dkt. 330)

Dkt. No.	Description	Sought to be Sealed	Sealing Party	Sealing Basis	Previous Requests to Seal
				Google's internal practices relating to competing products.	
1112-15	Exhibit 13 to Broome Declaration	Pages 94:3, 94:8, 94:12, 95:22	Google	The information requested to be sealed contains Google's highly confidential and proprietary information regarding highly sensitive features of Google's internal systems and operations, including Google's internal project names, that Google maintains as confidential in the ordinary course of its business and is not generally known to the public or Google's competitors. Such confidential and proprietary information reveals Google's internal strategies, system designs, and business practices for operating and maintaining many of its important services, and falls within the protected scope of the Protective Order entered in this action. See Dkt. 81 at 2–3. Public disclosure of such confidential and proprietary information could affect Google's competitive standing as competitors may alter their systems and practices relating to competing products. It may also place Google at an increased risk of cybersecurity threats, as third parties may seek to use the information to compromise Google's internal practices relating to competing products.	Dkts. 608, 608-64, 643, 643-6 (Granted at Dkt. 804)
Submitted <i>in camera</i>	Exhibit 20 to Broome Declaration	Entirety	Plaintiffs	Plaintiffs seek to have this exhibit considered <i>in camera</i> because it contains excerpts from Plaintiffs' billing records for their costs. As part of briefing the attorneys' fees motion, Plaintiffs and Google reached an agreement to submit copies of	N/A

Dkt. No.	Description	Sought to be Sealed	Sealing Party	Sealing Basis	Previous Requests to Seal
				Plaintiffs' billing records to the Court for <i>in camera</i> review. See Dkt. 1115-12 (copy of parties' agreement). Plaintiffs rely on the concurrently filed Declaration of Ryan McGee to support their request for this material to be reviewed <i>in camera</i> .	
1112-31	Declaration of Benjamin Kornacki In Support of Google LLC's Opposition to Plaintiffs' Motion for an Award of Attorneys' Fees, Costs, and Service Awards	Pages 2:12, 2:15–19, 3:21, 4:25–26, 5:2, 5:12	Google	The information requested to be sealed contains Google's highly confidential and proprietary information regarding highly sensitive features of Google's internal systems and operations, including Google's internal detection bits, and logs, as well as internal metrics that Google maintains as confidential in the ordinary course of its business and is not generally known to the public or Google's competitors. Such confidential and proprietary information reveals Google's internal strategies, system designs, and business practices for operating and maintaining many of its important services, and falls within the protected scope of the Protective Order entered in this action. See Dkt. 81 at 2–3. Public disclosure of such confidential and proprietary information could affect Google's competitive standing as competitors may alter their systems and practices relating to competing products. It may also place Google at an increased risk of cybersecurity threats, as third parties may seek to use the information to compromise Google's internal practices relating to competing products.	Dkts. 630-1, 632, 637, 637-3 (Granted at Dkt. 768) Dkts. 707, 707-1, 732, 732-2 (Granted at Dkt. 916) Dkts. 337, 337-3 (Granted at Dkt. 350)

Dkt. No.	Description	Sought to be Sealed	Sealing Party	Sealing Basis	Previous Requests to Seal
Submitted <i>in camera</i>	Exhibit 23 to Mao Declaration	Entirety	Plaintiffs	Plaintiffs seek to have this exhibit considered <i>in camera</i> because it contains excerpts from Plaintiffs' billing records for their costs. As part of briefing the attorneys' fees motion, Plaintiffs and Google reached an agreement to submit copies of Plaintiffs' billing records to the Court for <i>in camera</i> review. <i>See</i> Dkt. 1115-12 (copy of parties' agreement). Plaintiffs rely on the concurrently filed Declaration of Ryan McGee to support their request for this material to be reviewed <i>in camera</i> .	N/A
UNDISPUTED REQUESTS TO MODIFY EXTENT OF SEALING AND/OR PROVISIONAL REDACTIONS					
1112-1 (modified redacted version attached as Exhibit 1)	Google LLC's Opposition to Plaintiffs' Motion for an Award of Attorneys' Fees, Costs, and Service Awards	Page 8:1-2	Google	The information requested to be sealed contains Google's highly confidential and proprietary information regarding highly sensitive features of Google's internal systems and operations, including Google's internal detection bits and logs, and internal metrics, that Google maintains as confidential in the ordinary course of its business and is not generally known to the public or Google's competitors. Such confidential and proprietary information reveals Google's internal strategies, system designs, and business practices for operating and maintaining many of its important services, and falls within the protected scope of the Protective Order entered in this action. <i>See</i> Dkt. 81 at 2-3. Public disclosure of such confidential and proprietary information could affect Google's competitive standing	Dkts. 707, 707-1, 732, 732-2 (Granted at Dkt. 916)

Dkt. No.	Description	Sought to be Sealed	Sealing Party	Sealing Basis	Previous Requests to Seal
				as competitors may alter their systems and practices relating to competing products. It may also place Google at an increased risk of cybersecurity threats, as third parties may seek to use the information to compromise Google's internal practices relating to competing products.	
1112-16 (modified redacted version attached as Exhibit 2)	Exhibit 14 to Broome Declaration	Page 415:21	Google	The information requested to be sealed contains Google's highly confidential and commercially sensitive internal revenue information, that Google maintains as confidential in the ordinary course of its business and is not generally known to the public or Google's competitors. Such confidential and proprietary information reveals Google's internal metrics and financial data, and falls within the protected scope of the Protective Order entered in this action. See Dkt. 81 at 2–3. Public disclosure of such confidential information could affect Google's competitive standing as competitors may alter their systems and practices relating to competing products.	Dkts. 695, 695-11 (Granted at Dkt. 916)
1112-20 (modified redacted version attached as Exhibit 3)	Exhibit 18 to Broome Declaration	Portions of Pages 2, 4–22, 25–36	Google	The information requested to be sealed contains Google's highly confidential and proprietary information regarding highly sensitive features of Google's internal systems and operations, including Google's internal detection bits and logs, and internal metrics and that Google maintains as confidential in the ordinary course of its business and is not generally known to the public or Google's competitors. Such confidential and	Dkts. 815, 815-1, 827, 827-2 (Granted at Dkt. 916) Dkts. 797, 797-3, 797-12, 797-17, 797-21

Dkt. No.	Description	Sought to be Sealed	Sealing Party	Sealing Basis	Previous Requests to Seal
				proprietary information reveals Google's internal strategies, system designs, and business practices for operating and maintaining many of its important services, and falls within the protected scope of the Protective Order entered in this action. See Dkt. 81 at 2–3. Public disclosure of such confidential and proprietary information could affect Google's competitive standing as competitors may alter their systems and practices relating to competing products. It may also place Google at an increased risk of cybersecurity threats, as third parties may seek to use the information to compromise Google's internal practices relating to competing products.	(Granted at Dkt. 916) Dkts. 809, 809-5 (Granted at Dkt. 916)
1115-01/ 1115-02 (modified redacted version attached as Exhibit 4)	Plaintiffs' Reply ISO Motion for an Award of Attorneys' Fees, Costs, and Service Awards	Pages 5:24, 8:14–15	Google	The information requested to be sealed contains Google's highly confidential and proprietary information regarding highly sensitive features of Google's internal systems and operations, including Google's internal logs and internal metrics, that Google maintains as confidential in the ordinary course of its business and is not generally known to the public or Google's competitors. Such confidential and proprietary information reveals Google's internal strategies, system designs, and business practices for operating and maintaining many of its important services, and falls within the protected scope of the Protective Order entered in this action. See Dkt. 81 at 2–3. Public disclosure of such	Dkts. 797, 797-3, 797-12, 797-17, 797-21 (Granted at Dkt. 916)

Dkt. No.	Description	Sought to be Sealed	Sealing Party	Sealing Basis	Previous Requests to Seal
				confidential and proprietary information could affect Google's competitive standing as competitors may alter their systems and practices relating to competing products. It may also place Google at an increased risk of cybersecurity threats, as third parties may seek to use the information to compromise Google's internal practices relating to competing products.	
UNDISPUTED REQUESTS TO UNSEAL DOCUMENT					
1112-06 (version with confidentiality designation removed attached as Exhibit 5)	Exhibit 4 to the Broome Declaration	N/A	N/A	N/A	N/A
1112-08 (version with confidentiality designation removed attached as Exhibit 6)	Exhibit 6 to the Broome Declaration	N/A	N/A	N/A	N/A
1112-23 (version with confidentiality designation removed attached as Exhibit 7)	Declaration of Abdelkarim Mardini In Support of Google LLC's Opposition to Plaintiffs' Motion for an Award of Attorneys' Fees, Costs, and Service Awards	N/A	N/A	N/A	N/A

Dkt. No.	Description	Sought to be Sealed	Sealing Party	Sealing Basis	Previous Requests to Seal
1112-37 (version with confidentiality designation removed attached as Exhibit 8)	Declaration of William B. Rubenstein In Support of Google LLC's Opposition to Plaintiffs' Motion for an Award of Attorneys' Fees, Costs, and Service Awards	N/A	N/A	N/A	N/A
1115-03 (Unredacted), 1115-04 (Redacted) (updated version with confidentiality designation removed attached as Exhibit 9)	Supplemental Declaration of Mark C. Mao ISO Plaintiffs' Reply ISO Motion for an Award of Attorneys' Fees, Costs, and Service Awards	N/A	N/A	N/A	N/A
1115-05 (version with confidentiality designation removed attached as Exhibit 10)	Exhibit 17 to Mao Supplemental Declaration	N/A	N/A	N/A	N/A
1115-21 (Unredacted), 1115-22 (Redacted) (version with confidentiality designation removed attached as Exhibit 11)	Declaration of Christopher Thompson ISO Plaintiffs' Motion for an Award of Attorneys' Fees, Costs, and Service Awards	N/A	N/A	N/A	N/A

Dkt. No.	Description	Sought to be Sealed	Sealing Party	Sealing Basis	Previous Requests to Seal
designated removed attached as Exhibit 11)	and Service Awards				
DISPUTED REQUESTS TO MAINTAIN A DOCUMENT UNDER SEAL OR PROVISIONAL REDACTIONS					
1107-1/ 1108-2	Motion for an Award of Attorneys' Fees, Costs, and Service Awards	Pages 23:9–10, 23:19	Google	<p>The parties have already submitted arguments regarding the sealing of this information and refer the Court to those arguments in Dkts. 1101 and 1103.</p> <p>Plaintiffs contend this information should not be sealed because it addresses the value of the settlement. Dkt. 1101 (Plaintiffs' opposition to Google's request to seal similar material in Plaintiffs' motion for settlement approval).</p> <p>Google contends this information should be sealed because it reveals commercially sensitive internal metrics and financial data. Dkt. 1103 (Google's reply in support of its request to seal similar material in Plaintiffs' motion for settlement approval). The Court has previously ordered similar competitively sensitive data sealed. <i>See</i> Dkt. 804 at 15 (granting motion to seal revenue numbers in Lasinski report (Dkt. 608-9)).</p>	Dkts. 1101 and 1103 (Pending)
1112-1	Google LLC's Opposition to Plaintiffs' Motion for an Award of Attorneys' Fees, Costs, and Service Awards	Pages 19:19–20, 20:7	Google	<p>The parties have already submitted arguments regarding the sealing of this information and refer the Court to those arguments in Dkts. 1101 and 1103.</p> <p>Plaintiffs contend this information should not be sealed because it addresses the value of the settlement. Dkt. 1101 (Plaintiffs' opposition to Google's request to seal similar</p>	Dkts. 1101 and 1103 (Pending)

Dkt. No.	Description	Sought to be Sealed	Sealing Party	Sealing Basis	Previous Requests to Seal
				material in Plaintiffs' motion for settlement approval). Google contends this information should be sealed because it reveals commercially sensitive internal metrics and financial data. Dkt. 1103 (Google's reply in support of its request to seal similar material in Plaintiffs' motion for settlement approval). The Court has previously ordered similar competitively sensitive data sealed. <i>See</i> Dkt. 804 at 15 (granting motion to seal revenue numbers in Lasinski report (Dkt. 608-9)).	

The Parties therefore agree that the above undisputed information may be sealed in connection with Plaintiffs' Motion, Google's Opposition, and Plaintiffs' Reply. The Parties also submit the above disputed information to the Court for sealing determination.

IT IS SO STIPULATED AND AGREED.

DATED: July 5, 2024

QUINN EMANUEL URQUHART &
SULLIVAN, LLP

/s/ Andrew H. Schapiro

Andrew H. Schapiro (admitted *pro hac vice*)
andrewschapiro@quinnemanuel.com
Teuta Fani (admitted *pro hac vice*)
teutafani@quinnemanuel.com
Joseph H. Margolies (admitted *pro hac vice*)
josephmargolies@quinnemanuel.com
191 N. Wacker Drive, Suite 2700
Chicago, IL 60606
Telephone: (312) 705-7400
Facsimile: (312) 705-7401

Diane M. Doolittle (CA Bar No. 142046)

BOIES SCHILLER FLEXNER LLP

/s/ Mark C. Mao

Mark C. Mao (CA Bar No. 236165)
mmao@bsflp.com
Beko Reblitz-Richardson (CA Bar No.
238027)
brichardson@bsflp.com
44 Montgomery Street, 41st Floor
San Francisco, CA 94104
Tel: (415) 293 6858
Fax: (415) 999 9695

David Boies (pro hac vice)

dianedoolittle@quinnemanuel.com
 Sara Jenkins (CA Bar No. 230097)
 sarajenkins@quinnemanuel.com
 555 Twin Dolphin Drive, 5th Floor
 Redwood Shores, CA 94065
 Telephone: (650) 801-5000
 Facsimile: (650) 801-5100

Stephen A. Broome (CA Bar No. 314605)
 stephenbroome@quinnemanuel.com
 Viola Trebicka (CA Bar No. 269526)
 violatrebicka@quinnemanuel.com
 Crystal Nix-Hines (Bar No. 326971)
 crystalnixhines@quinnemanuel.com
 Rachael L. McCracken (Bar No 252660)
 rachaelmccracken@quinnemanuel.com
 Alyssa G. Olson (CA Bar No. 305705)
 alyolson@quinnemanuel.com
 865 S. Figueroa Street, 10th Floor
 Los Angeles, CA 90017
 Telephone: (213) 443-3000
 Facsimile: (213) 443-3100

Jomaire Crawford (admitted pro hac vice)
 jomairecrawford@quinnemanuel.com
 51 Madison Avenue, 22nd Floor
 New York, NY 10010
 Telephone: (212) 849-7000
 Facsimile: (212) 849-7100

Xi ("Tracy") Gao (CA Bar No. 326266)
 tracygao@quinnemanuel.com
 Carl Spilly (admitted *pro hac vice*)
 carlspilly@quinnemanuel.com
 1300 I Street NW, Suite 900
 Washington D.C., 20005
 Telephone: (202) 538-8000
 Facsimile: (202) 538-8100

Jonathan Tse (CA Bar No. 305468)
 jonathantse@quinnemanuel.com
 50 California Street, 22nd Floor
 San Francisco, CA 94111
 Telephone: (415) 875-6600
 Facsimile: (415) 875-6700

Attorneys for Defendant Google LLC

dboies@bsflp.com
 BOIES SCHILLER FLEXNER LLP
 333 Main Street
 Armonk, NY 10504
 Tel: (914) 749-8200

James W. Lee (pro hac vice)
 jlee@bsflp.com
 Rossana Baeza (pro hac vice)
 rbaeza@bsflp.com
 BOIES SCHILLER FLEXNER LLP
 100 SE 2nd Street, Suite 2800
 Miami, FL 33130
 Tel: (305) 539-8400
 Fax: (305) 539-1304

Alison Anderson (CA Bar No. 275334)
 aanderson@bsflp.com
 M. Logan Wright, CA Bar No. 349004
 mwright@bsflp.com
 BOIES SCHILLER FLEXNER LLP
 725 S Figueroa Street
 31st Floor
 Los Angeles, CA 90017
 Telephone: (213) 995-5720

Amanda Bonn (CA Bar No. 270891)
 abonnn@susmangodfrey.com
 SUSMAN GODFREY L.L.P.
 1900 Avenue of the Stars, Suite 1400
 Los Angeles, CA 90067
 Telephone: (310) 789-3100

Bill Carmody (pro hac vice)
 bcarmody@susmangodfrey.com
 Shawn J. Rabin (pro hac vice)
 srabin@susmangodfrey.com
 Steven Shepard (pro hac vice)
 sshepard@susmangodfrey.com
 Alexander P. Frawley (pro hac vice)
 afrawley@susmangodfrey.com
 Ryan Sila (pro hac vice)
 rsila@susmangodfrey.com
 SUSMAN GODFREY L.L.P.
 One Manhattan West, 50th Floor
 New York, NY 10001
 Telephone: (212) 336-8330

1 John A. Yanchunis (pro hac vice)
2 jyanchunis@forthepeople.com
3 Ryan J. McGee (pro hac vice)
4 rmcgee@forthepeople.com
5 MORGAN & MORGAN, P.A.
6 201 N Franklin Street, 7th Floor
7 Tampa, FL 33602
8 Telephone: (813) 223-5505
9 Facsimile: (813) 222-4736

10 Michael F. Ram, CA Bar No. 104805
11 mram@forthepeople.com
12 MORGAN & MORGAN
13 711 Van Ness Ave, Suite 500
14 San Francisco, CA 94102
15 Tel: (415) 358-6913

16 *Attorneys for Plaintiffs*
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21
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ATTESTATION

I, Andrew Schapiro, hereby attest, pursuant to N.D. Cal. Civil L.R. 5-1(i)(3), that the concurrence to the filing of this document has been obtained from each signatory hereto.

Dated: July 5, 2024

By: /s/ Andrew H. Schapiro

Andrew H. Schapiro